IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.7088 OF 2005
IN
CRI.APPEAL NO. 1009 OF 2005

Raju Motilal Pawar
@ Kariba Nabi Sayyed ..Applicant

Vs.

State of Maharashtra ..Respondent

...
Mr.Neville Deboo and Abhay B.Bhoir for Applicant
Mr.B.H.Mehta, A.P.P. for the State
...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : OCTOBER 26, 2005

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail. The applicant has been convicted under Section 304-II of IPC and sentenced to R.I. for five years. The learned advocate for the applicant has submitted that the applicant was on bail during the trial and he has not misused the liberty granted to him. This statement is not controverted on behalf of the prosecution.

3. The role attributed to the applicant is that during the course of verbal altercation, the applicant gave a kick blow on the stomach of Taufiq Khan. On account of the said kick blow, Taufiq Khan received internal injuries which resulted in his death after few days.

4. Looking to the facts of this case, I am inclined to grant bail to the applicant.

4. The applicant-Raju Motilal Pawar @ Kariba Nabi Sayyed to be released on bail of Rs.15,000/- with one or two sureties to make up that amount. The applicant shall stay out of the limits of Mumbai. Before being released on bail, the Investigating Officer shall be informed the address at which the applicant will reside during the period that he is on bail. The applicant shall report on every alternate Sunday at the nearest Police Station to that address during the pendency of the appeal.

5. Application is disposed of.

[V.K.TAHILRAMANI,J.]